

## § 235.14

(c) The application and correspondence in reference thereto should be addressed to the Associate Administrator for Safety, Federal Railroad Administration, Washington, DC 20590.

(d) A separate application shall be filed for each project.

(e) At a joint facility where changes are proposed in the automatic block signal system, interlocking, traffic control system, automatic train stop, train control, or cab signal system on the tracks of more than one carrier, or if more than one carrier will be affected by the proposed changes or relief sought, a joint application signed by all carriers affected shall be filed.

(f) Where only one carrier at a joint facility is affected by the discontinuance or modification of the installation or relief sought, it shall be responsible for filing the application. It shall also certify that the other joint carriers have been notified of the filing of its application.

(Approved by the Office of Management and Budget under control number 2130-0042)

### § 235.14 Notice.

The FRA will post public notice of the filing of an application or a request for reconsideration of an application in the FRA Office of Public Affairs and will mail copies to all interested parties.

### § 235.20 Protests.

(a) A protest against the granting of an application shall set forth specifically the grounds upon which it is made, and contain a concise statement of the interest of protestant in the proceeding.

(b) The original and two copies of any protest shall be filed with the Associate Administrator for Safety, Federal Railroad Administration, Washington, DC 20590, and one copy shall be furnished to each applicant.

(c) Protests should be filed within the time limit set forth in the public notice.

(d) The protestant shall certify that service of a copy of its protest was made upon each applicant.

(e) Request for hearing must be accompanied with a showing why the protestant is unable to properly

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present his or her position by written statements.

EFFECTIVE DATE NOTE: At 49 FR 3380, Jan. 26, 1984, Part 235 was revised. This section contains information collection and record-keeping requirements and will not become effective until approval has been given by the Office of Management and Budget.

### APPENDIX A TO PART 235—SCHEDULE OF CIVIL PENALTIES<sup>1</sup>

Section	Violation	Willful violation
235.5 Changes requiring filing of application	\$5,000	\$7,500

<sup>1</sup>A penalty may be assessed against an individual only for a willful violation. The Administrator reserves the right to assess a penalty of up to \$20,000 for any violation where circumstances warrant. See 49 CFR part 209, appendix A.

[53 FR 52936, Dec. 29, 1988]

## PART 236—RULES, STANDARDS, AND INSTRUCTIONS GOVERNING THE INSTALLATION, INSPECTION, MAINTENANCE, AND REPAIR OF SIGNAL AND TRAIN CONTROL SYSTEMS, DEVICES, AND APPLIANCES

Sec.

236.0 Applicability, minimum requirements, and civil penalties.

### Subpart A—Rules and Instructions: All Systems

#### GENERAL

236.1 Plans, where kept.

236.2 Grounds.

236.3 Locking of signal apparatus housings.

236.4 Interference with normal functioning of device.

236.5 Design of control circuits on closed circuit principle.

236.6 Hand-operated switch equipped with switch circuit controller.

236.7 Circuit controller operated by switch-and-lock movement.

236.8 Operating characteristics of electromagnetic, electronic, or electrical apparatus.

236.9 Selection of circuits through indicating or annunciating instruments.

236.10 Electric locks, force drop type; where required.

236.11 Adjustment, repair, or replacement of component.

236.12 Spring switch signal protection; where required.

236.13 Spring switch; selection of signal control circuits through circuit controller.